



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/762,328 Confirmation No. : 4959  
First Named Inventor : Eisuke WAYAMA *et al.*  
Filed : January 23, 2004  
TC/A.U. : 3747  
Examiner : J. T. KWON  
Docket No. : 056203.49700C2  
Customer No. : 23911  
Title : Throttle Valve Control Apparatus of Internal  
Combustion Engine and Automobile Using The Same

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §§ 1.97 AND 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO-1449 and/or listed herein and which the Examiner may deem relevant to patentability of the claims of the above-identified application.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicants enclose herewith a copy of a corresponding foreign Communication citing such documents, together with an English-language version (if not already included) of that portion of the Search Report indicating the degree of relevance found by the foreign office.

The present Information Disclosure Statement is being filed after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action or Notice of

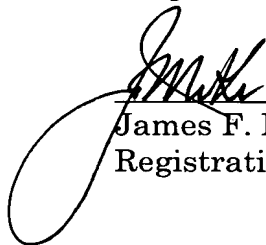
Allowance (whichever is earlier), and therefore Applicants are filing concurrently herewith a Statement under 37 C.F.R. § 1.97(3). No fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

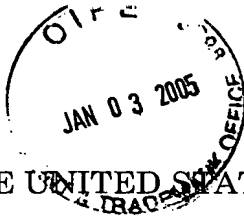
If necessary, the paper should be considered as a petition for consideration of the Information Disclosure Statement under 37 C.F.R. § 1.97(d)(2) and that the petition fee set forth in 37 C.F.R. § 1.17(i) in accordance with 37 C.F.R. § 1.97(d)(3) should be charged to Deposit Account 05-1323, Docket No.: 056203.49700C2.

Respectfully submitted,

January 3, 2005

  
\_\_\_\_\_  
James F. McKeown  
Registration No. 25,406

CROWELL & MORING LLP  
Intellectual Property Group  
P.O. Box 14300  
Washington, DC 20044-4300  
Telephone No.: (202) 624-2500  
Facsimile No.: (202) 628-8844  
JFM:vlc  
#354169



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/762,328 Confirmation No.: 4959  
First Named Inventor : Eisuke WAYAMA *et al.*  
Filed : January 23, 2004  
TC/A.U. : 3747  
Examiner : J. T. KWON  
Docket No. : 056203.49700C2  
Customer No. : 23911  
Title : Throttle Valve Control Apparatus of Internal  
Combustion Engine and Automobile Using The Same

STATEMENT UNDER 37 C.F.R. § 1.97(e)(1)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

January 3, 2005

  
\_\_\_\_\_  
James F. McKeown  
Registration No. 25,406

CROWELL & MORING LLP  
Intellectual Property Group  
P.O. Box 14300  
Washington, DC 20044-4300  
Telephone No.: (202) 624-2500  
Facsimile No.: (202) 628-8844  
JFM:vlc  
#354170

